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13 **REYNALDO SALINAS, ISABEL SALINAS, AND**  
14 **JESSICA SALINAS, INDIVIDUALLY AND AS**  
**REPRESENTATIVE OF THE ESTATE OF JOSE MARTIN SALINAS**

15 **UNITED STATES DISTRICT COURT**

16 **IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA**

17 **SAN FRANCISCO DIVISION**

18 REYNALDO SALINAS, ISABEL SALINAS,  
AND JESSICA SALINAS, INDIVIDUALLY  
19 AND AS REPRESENTATIVE OF THE  
ESTATE OF JOSE MARTIN SALINAS,

20 Plaintiffs,

21 vs.

22 AMTECK OF TEXAS, AMTECK OF  
23 KENTUCKY, INC. d.b.a. KENTUCKY  
AMTECK, INC., U.S. TRADES, LLC,  
24 HASKELL COMPANY d.b.a. THE  
HASKELL COMPANY OF FLORIDA,  
25 SNORKEL INTERNATIONAL, INC.

26 Defendants.

Case No.: 3:08-cv-01463 PJH  
JUDGE: Hon. Phyllis J. Hamilton  
DEPARTMENT: 3  
COMPLAINT DATE: 3/17/08

**STIPULATION AND ORDER RE  
DISMISSAL WITH PREJUDICE AS TO  
DEFENDANT U.S. TRADES, LLC**

DISCOVERY CUT OFF: 4/08/09  
MOTION CUT OFF: 5/27/09  
PRE-TRIAL CNF. DATE: 10/22/09  
TRIAL DATE: 11/02/09

27 TO ALL PARTIES AND THEIR COUNSEL OF RECORD HEREIN:

28 IT IS HEREBY STIPULATED by and between the undersigned parties by and through

1 their counsel of record that plaintiffs' voluntary dismissal of defendant U.S. TRADES, LLC, from  
2 the instant action be and hereby is with prejudice pursuant to Federal Rule of Civil Procedure  
3 41(a)(1)(B).

4 IT IS SO STIPULATED.

5 DATED: August 28, 2008

FARRAR & BALL, LLP

6 By 

7 WESLEY T. BALL, ESQ. (TSBN 24038754)  
8 MICHAEL A. HAWASH, ESQ. (TSBN 00792061)  
9 Attorneys for Plaintiffs  
10 REYNALDO SALINAS, ISABEL SALINAS,  
11 AND JESSICA SALINAS, INDIVIDUALLY  
12 AND AS REPRESENTATIVE OF THE  
13 ESTATE OF JOSE MARTIN SALINAS

14 DATED: August 27, 2008

CALLAHAN, McCUNE & WILLIS, APLC

15 By 

16 RONALD D. DIGESTI, ESQ.  
17 ANNA C. GEHRIGER, ESQ.  
18 Attorneys for Defendant  
19 U.S. TRADES, LLC

20 IT IS HEREBY ORDERED THAT plaintiffs' voluntary dismissal of defendant U.S.  
21 TRADES, LLC, from the instant action be and hereby is with prejudice pursuant to Federal Rule  
22 of Civil Procedure 41(a)(1)(B).

23 IT IS SO ORDERED.

24 DATED: \_\_\_\_\_, 2008

25 THE HON. PHYLLIS J. HAMILTON  
26 UNITED STATES DISTRICT COURT

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**PROOF OF SERVICE**

STATE OF CALIFORNIA )

COUNTY OF SAN FRANCISCO )

I am employed in the County of San Francisco, State of California, I am over the age of 18 years and not a party to the within action; my business address is 500 Sansome Street, Suite 410, San Francisco, California.

On this date, I served the foregoing document described as:

**STIPULATION AND ORDER RE DISMISSAL WITH PREJUDICE AS TO  
DEFENDANT U.S. TRADES, LLC**

Said document was served on the interested party or parties in this action by placing a true copy thereof, enclosed in a sealed envelope, and addressed as noted below.

**SEE ATTACHED SERVICE LIST**

I am familiar with our firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at San Francisco, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one working day after the date of deposit for mailing in this declaration.

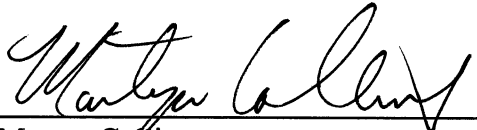
  X   **(BY MAIL)** I deposited such envelope in the mail at San Francisco, California. The envelope was mailed with postage thereon fully prepaid.

  X   **(EMAIL/PACER/ECF)** I caused all of the pages of the above-entitled document(s) to be sent to the recipient(s) noted above via ECF/PACER and email pursuant to General Order 45 (*as to registered users only*).

  X   **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on August 28, 2008, at San Francisco, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. I further declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

  
Martyn Collins

**SERVICE LIST**

Case Name: *Reynaldo Salinas v. Amteck of Texas, et al.*  
Court: USDC, Northern District of California, San Francisco Division  
Case Number: 3:08-cv-01463 PJH

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